

## Message Text

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PAGE 01 STATE 188611

63  
ORIGIN IO-03

INFO OCT-01 ISO-00 /004 R

66011  
DRAFTED BY:IO/SA:JCAHILL:CB  
APPROVED BY:IO/SA:JCAHILL  
----- 066946  
O 300001Z JUL 76  
FM SECSTATE WASHDC  
TO AMEMBASSY LIMA IMMEDIATE

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FOR ASSISTANT SECRETARY SAMUEL W. LEWIS

FOL RPT GENEVA 6092 ACTION SECSTATE INFO USUN NY 29 JUL  
QUOTE

CONFIDENTIAL

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E.O. 11652: N/A  
TAGS: ECOSOC EGEN  
SUBJECT 61ST ECOSOC - ITEM 13 - ILLICIT PAYMENTS

REF: A. GENEVA 6072 AND BOND/FELDMAN TELECON B. STATE 187041

1. WE ARE OFFICIALLY SUBMITTING THE US TEXT JULY 29 PURSUANT TO  
REFTELS.
2. G-77 MET AT LENGTH ON THIS SUBJECT MORNING OF JULY 29 AND  
PRODUCED AN INFORMAL PAPER (GIVEN US IN CONFIDENCE) EMBODYING  
THEIR PROPOSED AMENDMENTS TO OUR DRAFT. ORIGIN AND RATIONALE  
OF THESE AMENDMENTS -- AND ABOVE ALL HOW HARD THEY MAY BE -- IS  
STILL UNKNOWN. WE SHALL HAVE TO PROBE. A CONTACT GROUP IS  
POSSIBLE TODAY.

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PAGE 02 STATE 188611

3. FOLLOWING IS INFORMAL G-77 TEXT EMBODYING AMENDMENTS:

BEGIN TEXT

RECALLING GENERAL ASSEMBLY RESOLUTION 3514 (XXX) WHICH, INTER ALIA, CONDEMNED ALL CORRUPT PRACTICES, INCLUDING BRIBERY, BY TRANSNATIONAL AND OTHER CORPORATIONS, THEIR INTERMEDIARIES AND OTHERS INVOLVED, IN VIOLATION OF THE LAWS AND REGULATIONS OF HOST COUNTRIES, AND CALLED UPON ALL GOVERNMENTS TO EXCHANGE INFORMATION AND FOR HOME GOVERNMENTS TO COOPERATE WITH HOST GOVERNMENTS TO PREVENT CORRUPT PRACTICES, INCLUDING BRIBERY;

NOTING THE DECISIONS OF THE COMMISSION ON TRANSNATIONAL CORPORATIONS AT ITS 2ND SESSION TO FORWARD TO THE ECONOMIC AND SOCIAL COUNCIL A PROPOSAL FOR AN INTERNATIONAL AGREEMENT WITH THE AIM OF ELIMINATING ALL FORMS OF CORRUPT PRACTICES IN INTERNATIONAL COMMERCIAL TRANSACTIONS;

NOTING FURTHER THE COMMISSION'S RECOMMENDATION THAT THE COUNCIL CONSIDER THE MATTER OF CORRUPT PRACTICES ON A PRIORITY BASIS AND TAKE APPROPRIATE ACTION AT ITS SIXTY-FIRST SESSION,

REAFFIRMING THE INALIENABLE RIGHT OF EACH STATE TO EXERCISE FULL AND PERMANENT SOVEREIGNTY OVER ITS NATURAL RESOURCES,

1. DECIDES:

(A) TO ESTABLISH AN AD HOC INTERGOVERNMENTAL WORKING GROUP TO CONDUCT AN EXAMINATION OF THE PROBLEM OF CORRUPT PRACTICES IN INTERNATIONAL COMMERCIAL TRANSACTIONS BY TRANSNATIONAL AND OTHER CORPORATIONS, THEIR INTERMEDIARIES AND OTHERS INVOLVED, INCLUDING THE FEASIBILITY OF HAVING THE MATTER REGULATED BY AN INTERNATIONAL AGREEMENT AIMED AT ELIMINATING SUCH PRACTICES;

(B) THAT THE AD HOC WORKING GROUP SHALL BE COMPOSED OF 18 MEMBERS SELECTED ON THE BASIS OF EQUITABLE GEOGRAPHICAL DISTRIBUTION;

(C) THAT THE AD HOC WORKING GROUP SHALEET IN 1976 AND AS NECESSARY IN 1977, THE SESSIONS TO BE OF SUFFICIENT DURATION TO LIMITED OFFICIAL USE

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PAGE 03 STATE 188611

PERMIT COMPLETION OF ITS TASK;

2. REQUESTS UNITED NATIONS AGENCIES AND BODIES, ESPECIALLY UNCITRAL, TO RENDER SUCH ASSISTANCE TO THE AD HOC WORKING GROUP AS IT MAY REQUEST;

3. REAFFIRMS THAT THE FORMULATION OF A CODE OF CONDUCT BY THE COMMISSION ON TRANSNATIONAL CORPORATIONS SHOULD BE GIVEN THE

HIGHEST PRIORITY AND THAT CONSIDERATION OF AND ACTION BY THE COUNCIL IN THE MATTER OF CORRUPT PRACTICES SHALL IN NO WAY INTERFERE WITH OR DELAY THAT PRIORITY;

4. DECIDES FURTHER THAT THE AD HOC WORKING GROUP SHOULD SUBMIT A REPORT TO THE COUNCIL AT ITS SIXTY-THIRD SESSION CONTAINING THE RESULTS OF ITS WORK PURSUANT TO PARAGRAPH 1(A) ABOVE.

END TEXT ABRAMS

UNQUOTE KISSINGER

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NNN

## Message Attributes

**Automatic Decaptoning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** BRIBERY, MEETING REPORTS, FINANCIAL CONTRIBUTIONS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 30 JUL 1976  
**Decapton Date:** 01 JAN 1960  
**Decapton Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** saccheem  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
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**Document Unique ID:** 00  
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**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D760294-0017  
**From:** SECSTATE WASHDC  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1976/newtext/t1976074/aaaaacv.ytel  
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**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
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**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
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**Review Action:** RELEASED, APPROVED  
**Review Authority:** saccheem  
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Margaret P. Grafeld  
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**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** 61ST ECOSOC - ITEM 13 - ILLICIT PAYMENTS  
**TAGS:** EGEN, EINV, ECOSOC  
**To:** LIMA  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006